

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

QUENTIN MCCLELLAN,

No. 3:18-CV-02162

Plaintiff,

(Judge Brann)

v.

REDNER'S MARKETS, INC., JIM  
POLCHIN, BOB MCDONOUGH, and  
RICK MERKEL,

Defendants.

**ORDER**

**AND NOW**, this 10<sup>th</sup> day of December 2020, in accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendant's Motion for Summary Judgment (Doc. 16) is **GRANTED IN PART AND DENIED IN PART.**
  - a. Summary judgment is GRANTED as to Counts 1, 2, 5, 6, 9, 10, and 11. The Clerk of Court shall defer entry of summary judgment on these Counts until conclusion of this case.
  - b. Summary judgment is DENIED as to Counts 3, 4, 7, and 8.
2. Defendants Polchin and Merkel are DISMISSED from the action.
3. A telephonic conference call with counsel of record will be scheduled by separate Order.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann  
United States District Judge